

that it is limited to serious crimes against children, when they know more serious provisions will apply to all of the offenses. It is wrong to hold protections for children hostage in order to ram through this sweeping, ill-advised provision without a single hour or day of hearings or debate.

I will continue to pursue this issue and do everything I can to protect the reforms we have achieved on a strong bipartisan basis in the Sentencing Reform Act of 1984.

I ask unanimous consent that the conference report be defeated, that the Senate concur in the House amendment with an amendment which is the text of the conference report with a new title IV.

The PRESIDING OFFICER. Is there objection?

Mr. HATCH. Mr. President, reserving the right to object, if this change were allowed, as the Senator's unanimous consent request asks, it would effec-

tively kill this bill, and he knows it. If Senators on the other side of the aisle want to vote against this conference report, they can do so.

The point is that we are prepared to vote on this bill today and to get this to the President for signature before the impending recess so that there will not be any more children subjected to what Elizabeth Smart was subjected to, or at least we can have a better set of tools to solve these problems. Therefore, we cannot agree to this request.

I ask unanimous consent that the consent be modified so that there now be 30 additional minutes of debate on the conference report, to be equally divided in the usual form, and that following that time, the Senate proceed to a vote on adoption of the conference report, with no further intervening action or debate.

Mrs. FEINSTEIN. Reserving the right to object, if I may.

The PRESIDING OFFICER. The unanimous consent request before the Senate is the request from the Senator from Massachusetts. The Senator from Utah has suggested a modification of that request.

Mr. KENNEDY. Under the rules, the Senator can either object or accede to that request. I retain my right to the floor, Mr. President.

The PRESIDING OFFICER. Is the Senator from Massachusetts calling for regular order?

Mr. KENNEDY. Regular order.

Mr. HATCH. Then I object.

The PRESIDING OFFICER. Does the Senator from Utah object?

Mr. HATCH. I object to the request of the Senator.

The PRESIDING OFFICER. Objection is heard.

Mr. KENNEDY. I have not lost the floor.

### NOTICE

*Incomplete record of Senate proceedings. Except for concluding business which follows, today's Senate proceedings will be continued in the next issue of the Record.*

ORDERS FOR FRIDAY, APRIL 11, 2003

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate complete its business today, it stand in adjournment until 9:30 a.m., Friday, April 11. I further ask unanimous consent that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and there then be a period for morning business until 10 a.m., with the time equally divided between Senator HUTCHISON and the minority leader or their designees.

Mr. REID. Reserving the right to object.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. Mr. President, I direct this to the distinguished assistant majority leader. We are aware, and we are confident, that the majority understands that tomorrow afternoon we hope to begin our April work period.

I am sure my distinguished colleague has been visited numerous times today about people making airplanes reservations, and all kinds of different things that they have to do. We understand that everything is being done to expedite the budget, and the supplemental appropriations bill, which at least the supplemental is a must-do before we leave. We hope everyone will keep in mind the schedules we are trying to make. We will be happy on our side to work as quickly as we can.

We have a few problems that are very obvious. We have 10 hours set aside on the budget resolution when it comes back. While it would be possible to

yield back some of that time, there is no way that all of it will be yielded back.

The supplemental appropriations bill is something that some Members will have to take a look at before agreeing to a time limit or final vote on it. So we have a lot to do.

I am personally disappointed that we are not going to be able to move some of those items tonight, but I understand, having been in the same position as my friend from Kentucky, that we do not always have control over what goes on.

On this side, we will be happy to cooperate any way we can, but these are very important issues and we can only give up so many rights. We have to be very careful what rights we give up, I guess is what I should say.

I repeat for the third time, we will cooperate tomorrow in any way we can short of giving up what we believe are principled matters on these two important issues.

The PRESIDING OFFICER. Without objection, it is so ordered.

The Senator from Kentucky.

Mr. McCONNELL. It is certainly our hope and desire to finish both the supplemental appropriations and the budget conference tomorrow. That is the goal we are all working toward.

### PROGRAM

Mr. McCONNELL. For the information of all Senators, the Senate will be in a period for morning business tomorrow until 10 a.m. The Senate could begin consideration of any of the conference reports that may be available. The Senate may also consider the dig-

ital technology bill, S. 196. Rollcall votes are expected and a late night is expected.

### ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. McCONNELL. If there is no further business to come before the Senate, I ask that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 7:50 p.m., adjourned until Friday, April 11, 2003, at 9:30 a.m.

### NOMINATIONS

Executive nominations received by the Senate April 10, 2003:

#### FEDERAL MARITIME COMMISSION

A. PAUL ANDERSON, OF FLORIDA, TO BE A FEDERAL MARITIME COMMISSIONER FOR THE TERM EXPIRING JUNE 30, 2007, VICE DELMOND J. H. WON, TERM EXPIRED.

#### EXPORT-IMPORT BANK OF THE UNITED STATES

APRIL H. FOLEY, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE EXPORT-IMPORT BANK OF THE UNITED STATES FOR A TERM EXPIRING JANUARY 20, 2007, VICE DAN HERMAN RENBERG, TERM EXPIRED.

#### LEGAL SERVICES CORPORATION

DAVID HALL, OF MASSACHUSETTS, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE LEGAL SERVICES CORPORATION FOR A TERM EXPIRING JULY 13, 2005, VICE JOHN T. BRODERICK, JR., TERM EXPIRED.

#### DEPARTMENT OF JUSTICE

PETER D. KEISLER, OF MARYLAND, TO BE AN ASSISTANT ATTORNEY GENERAL, VICE ROBERT D. MCCALLUM, JR.

#### DEPARTMENT OF THE TREASURY

ROBERT STANLEY NICHOLS, OF WASHINGTON, TO BE AN ASSISTANT SECRETARY OF THE TREASURY, VICE MICHELE A. DAVIS.

#### DEPARTMENT OF HOMELAND SECURITY

C. STEWART VERDERY, JR., OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF HOMELAND SECURITY. (NEW POSITION)

#### IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED

WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

*To be lieutenant general*

MAJ. GEN. JAMES J. LOVELACE JR., 0000

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

*To be colonel*

EDWARD A. HEVENER, 0000

KEVIN M. KEPLER, 0000

ZEB S. REGAN JR., 0000

## CONFIRMATIONS

### Executive nominations confirmed by the Senate April 10, 2003:

#### DEPARTMENT OF THE INTERIOR

ROSS OWEN SWIMMER, OF OKLAHOMA, TO BE SPECIAL TRUSTEE, OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS, DEPARTMENT OF THE INTERIOR.

#### DEPARTMENT OF STATE

LINO GUTIERREZ, OF FLORIDA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO ARGENTINA.

ROLAND W. BULLEN, OF VIRGINIA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE CO-OPERATIVE REPUBLIC OF GUYANA.

ERIC M. JAVITS, OF NEW YORK, FOR THE RANK OF AMBASSADOR DURING HIS TENURE OF SERVICE AS UNITED STATES REPRESENTATIVE TO THE ORGANIZATION FOR THE PROHIBITION OF CHEMICAL WEAPONS.

JOHN W. SNOW, OF VIRGINIA, TO BE UNITED STATES GOVERNOR OF THE INTERNATIONAL MONETARY FUND FOR A TERM OF FIVE YEARS; UNITED STATES GOVERNOR OF THE INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT FOR A TERM OF FIVE YEARS; UNITED STATES GOVERNOR OF THE INTER-AMERICAN DEVELOPMENT BANK FOR A TERM OF FIVE YEARS; UNITED STATES GOVERNOR OF THE AFRICAN DEVELOPMENT BANK FOR A TERM OF FIVE YEARS; UNITED STATES GOVERNOR OF THE ASIAN DEVELOPMENT BANK; UNITED STATES GOVERNOR OF THE AFRICAN DEVELOPMENT FUND; UNITED STATES GOVERNOR OF THE EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT.

#### MISSISSIPPI RIVER COMMISSION

RICKY DALE JAMES, OF MISSOURI, TO BE A MEMBER OF THE MISSISSIPPI RIVER COMMISSION FOR A TERM OF NINE YEARS.

REAR ADM. NICHOLAS AUGUSTUS PRAHL, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, TO BE A MEMBER OF THE MISSISSIPPI RIVER COMMISSION, UNDER THE PROVISIONS OF SECTION 2 OF AN ACT OF CONGRESS, APPROVED 28 JUNE 1879 (21 STAT. 37) (22 USC 642).

#### MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

HERBERT GUENTHER, OF ARIZONA, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION FOR A TERM TWO YEARS.

BRADLEY UDALL, OF COLORADO, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE MORRIS K. UDALL

SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION.

MALCOLM B. BOWEKATY, OF NEW MEXICO, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION.

RICHARD NARCIA, OF ARIZONA, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION.

ROBERT BOLDREY, OF MICHIGAN, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION.

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEES' COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

#### NATIONAL SCIENCE FOUNDATION

BARRY C. BARISH, OF CALIFORNIA, TO BE A MEMBER OF THE NATIONAL SCIENCE BOARD, NATIONAL SCIENCE FOUNDATION.

DELORES M. ETTER, OF MARYLAND, TO BE A MEMBER OF THE NATIONAL SCIENCE BOARD, NATIONAL SCIENCE FOUNDATION.

DANIEL E. HASTINGS, OF MASSACHUSETTS, TO BE A MEMBER OF THE NATIONAL SCIENCE BOARD, NATIONAL SCIENCE FOUNDATION.

DOUGLAS D. RANDALL, OF MISSOURI, TO BE A MEMBER OF THE NATIONAL SCIENCE BOARD, NATIONAL SCIENCE FOUNDATION.

JO ANNE VASQUEZ, OF ARIZONA, TO BE A MEMBER OF THE NATIONAL SCIENCE BOARD, NATIONAL SCIENCE FOUNDATION.

FOREIGN SERVICE NOMINATIONS BEGINNING LOUISE BRANDT BIGOTT AND ENDING KATHLEEN HATCH ALLEGRONE, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON FEBRUARY 25, 2003.